

September 24, 2010

Via Electronic Submission

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-A325
Washington, DC 20554

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Re: Notice of Ex Parte Communication

**WT Docket No. 02-55; ET Docket Nos. 00-258, 95-18;
New DBSD Satellite Services G.P., Debtor-in-Possession, Applications for
Transfer of Control of Earth Station Licenses and Authorizations, File
Nos. SES-T/C-20091211-01575, SES-T/C-20091211-1576, SAT-T/C-
0091211-00144.**

Dear Ms. Dortch:

On Thursday, September 23, 2010, Lawrence R. Krevor and Trey Hanbury of Sprint Nextel Corporation (“Sprint Nextel”), Marc S. Martin and Thomas F. Cooney III of K&L Gates LLP, and Regina M. Keeney of Lawler, Metzger, Keeney & Logan, LLC met with Paul de Sa, Chief of the Office of Strategic Planning and Policy Analysis of the Federal Communications Commission (“Commission”), regarding the above-captioned proceedings.

Relying on documents in the record, Professor Cooney¹ summarized his analysis of the 2005 debt financing by DSBD North America, Inc. (with its debtor-affiliates, “DBSD”) (the “2005 Transaction”), which has been characterized by its parent company, ICO Global Communications (Holdings) Limited (“ICO Global”), as an event that transformed ICO Global from being in control of and directly involved in the operations of DBSD before the 2005 Transaction to being reduced to a passive investor role afterwards.² Professor Cooney

¹ Mr. Cooney has practiced corporate M&A and securities law for three decades and has been an adjunct professor of law at George Washington University Law School on the subjects of business planning and corporations for the last 22 years.

² See ICO Global Notice of *Ex Parte* Presentations, WT Docket No. 02-55, ET Docket Nos. 00-258, 95-18; New DBSD Satellite Services G.P., Debtor-in-Possession, Applications for Transfer of Control of Earth Station Licenses and Authorizations, File Nos. SAT-T/C-0091211-00144, *et al.* (filed Sept. 3, 2010 and Sept. 14).

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explained how nothing in the 2005 Transaction documents submitted by ICO Global legally or factually support its interpretation of the 2005 Transaction, and if anything, the documents provide clear evidence of ICO Global's continued and uninterrupted control of and direct involvement in the MSS system operations after the 2005 Transaction. Professor Cooney concluded that regardless of how many red herrings ICO Global may raise, the reality is that the 2005 Transaction was not the transformative event ICO Global claims it was and has no bearing on the key issue before the Commission: ICO Global's accountability under the Commission's rules and policies. Sprint Nextel also answered questions relating to the interplay of the bankruptcy proceeding with the above-captioned proceedings.

Pursuant to Section 1.1206 of the Commission's Rules, a copy of this letter is being filed electronically in the above-referenced dockets and electronic copies are being submitted to Commission staff listed below. If you have any questions, please feel free to contact me at (202) 778-9859.

Sincerely,

/s/ Marc S. Martin

Marc S. Martin

Counsel for Sprint Nextel Corporation

cc: Austin Schlick
Stewart Block
David Horowitz
Andrea Kearney
Sally Stone
Julie Veach
Gardner Foster
Karl Kensinger
Geraldine Matise
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Nick Oros
Rick Kaplan
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